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Bethards@bethardslaw.com**FACSIMILE TRANSMISSION****Date:** 7/7/2006**Pages:** 15 w. cover**To:** Examiner Shaima Q. Aminzay**From:** Charles W. Bethards**Company:** USPTO, Art Unit 2618**Fax No.:** 571-273-8300**Subject:** Response to April 7, 2006 Office Action: App. Serial No. 10/749,083
• Amendment under CFR 1.111 (14 pages)

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| Applicant(s): Fitzpatrick, et al Serial No.: 10/749,083 Filed: December 30, 2003 Title: DETERMINING AVAILABILITY OF MEMBERS OF A CONTACT LIST IN A COMMUNICATION DEVICE | Atty. Dkt.: CS23585RA/10-193 Group Art Unit: 2618 Examiner: Shaima Q. Aminzay |
| CERTIFICATE OF FACSIMILE TRANSMISSION under 37 CFR 1.8 I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 571-273-8300 on July 7, 2006 to the attention of Examiner Shaima Q. Aminzay of AU 2618. Typed Name: Charles W. Bethards Signature: <i>Charles W. Bethards</i> | |

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/749,083
Applicants: Fitzpatrick, et al.
Filed: December 30, 2003
TC/A.U.: 2618
Examiner: Shaima Q. Aminzay
Docket No.: CS23585RA/10-193
Customer No.: 51874

Confirmation No. 7971

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AMENDMENT UNDER 37 CFR 1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of April 7, 2006, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.